

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED BY *JE* D.C.

05 AUG 12 AM 9:45

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
WD OF TN MEMPHIS

ANGELA McCUTCHEN and
CHRISTOPHER McCUTCHEN,

Plaintiffs,

vs.

No. 05-2142 M1/V

METROPOLITAN GOVERNMENT OF
NASHVILLE AND DAVIDSON COUNTY,
WILLIAM PATTERSON, GALEN
SANDERS, PAUL SHARPE, TIPTON
COUNTY, LAURA ADKINS, WILLIAM
WHITE and BRANDON WILLIAMS

Defendants.

ORDER GRANTING PLAINTIFFS' MOTION TO AMEND COMPLAINT

Before the court is the July 20, 2005 motion of the plaintiffs, Angela McCutchen and Christopher McCutchen, requesting that the court grant their request to file an amended complaint in this case. The plaintiffs seek to amend their complaint to make additional allegations discovered after the filing of the original complaint. This motion has been referred to the United States Magistrate Judge for determination. For the following reasons, the motion is granted.

Pursuant to Local Rule 7.2(a)(2), responses to motions in civil cases are to be filed within fifteen days after service of the motion. The defendants in this case have not filed a response

to this motion, and the time for responding has now expired. Rule 7.2(a)(2) further provides that "[f]ailure to respond timely to any motion, other than one for requesting dismissal of a claim or action, may be deemed good grounds for granting the motion." In the absence of any response by the defendants, the McCutchen's motion to file an amended complaint is granted.

IT IS SO ORDERED this 11th day of August, 2005.



DIANE K. VESCOVO
UNITED STATES MAGISTRATE JUDGE



Notice of Distribution

This notice confirms a copy of the document docketed as number 31 in case 2:05-CV-02142 was distributed by fax, mail, or direct printing on August 12, 2005 to the parties listed.

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Honorable Jon McCalla
US DISTRICT COURT